GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department – Tenali Municipality - Allegations of allowing unauthorized Constructions in Tenali Municipality against Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality - Departmental Proceedings initiated under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Inquiry conducted – Penalty of "Withholding Two annual grade increments without cumulative effect" imposed – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No.560 **Dated:31.08.2023.**

Read the following:-

1. From DTCP, AP, Lr.Roc.No.73/2019/M1, dt.29.01.2019.
2. G.O.Rt.No.363, MA& UD (VIG.II) Dept., dt.16.05.2019.
3. WSD of Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality, dt.10.12.2019.
4. G.O.Rt No.77, MA&UD(Vig.II) Dept., Dt.04.02.2020
5. G.O.Rt No.78, MA&UD(Vig.II) Dept., Dt.04.02.2020
6. Enquiry report received from Sri B.Sreenivasulu, Addl. Director of Town Planning & Inquiry Officer, Mangalagiri, dated 31.12.2021 through the Director of Town and Country Planning, AP, Mangalagiri, Letter NO.73/2019/M1, dated 31.01.2022.
7. Govt.Memo.No.1642202/Vig.II/2018/A2(E-581779), dt.24.08.2022.
8. Written representation of Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality, dt.Nil.

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O R D E R:

In the reference 1st read above, the Director of Town & Country Planning, AP, Mangalagiri, among others, furnished articles of charges against Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality, on the allegations for allowing unauthorized Constructions in Tenali Municipality. Accordingly, charges have been issued vide GO in reference 2nd read above.

2. Whereas in the reference 3rd read above the charged officer submitted his written statement of defence duly denying the charges framed against him and requested to drop further action.

3. Having not convinced with the written statement of defence submitted by the charged officer, it has been decided to conduct regular inquiry and after following due procedure, orders were issued, in the reference 4th read above, appointing Sri B. Srinivasulu, Joint Director, O/o. DTCP, A.P. as an Inquiry Officer to inquire into the charges framed against the charged officer and in the reference 5th read above, Sri B. Vijaya Bhaskar, Assistant City Planner, Guntur Municipal Corporation, was appointed as Presenting Officer, to present the case before the Inquiry Officer on behalf of the Disciplinary Authority.

(P.T.O)

4. In the reference 6th read above, the Inquiry Officer Sri B. Srinivasulu, Joint Director, O/o. DTCP, A.P has submitted his inquiry report and stated that out of three (3) charges framed against the charged officer Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality; Two (2) charges are held proved and one (1) charge is not proved.

5. Government have examined the Inquiry Report in detail and in the reference 7th read above, a copy of Inquiry Report was communicated to the charged officer, under Rule 21(2) of APCS (CC&A) Rules, 1991, with a direction to submit his written representations if any, on the findings of the Enquiry Officer.

6. In the references 8th read above, the charged officer Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality submitted his written explanation and among others, stated that he accepted the findings but requested to consider that he has taken steps as per procedure by issuing provisional order and confirmation order notices enabling for final action, and the total building is regularized under BPS, hence the building is authorized one and there is no loss for the municipality.

7. Government after careful examination of the matter and keeping in view of the findings of Inquiry Officer, it has been decided to impose a penalty of "withholding two annual grade increments without cumulative effect" against Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality, since the charged officer failed to take action on the deviations which led to violations in all setbacks and finally led to regularization under BPS. Mere regularization of buildings under BPS/BRS cannot absolve the charged officer from the charges.

8. Accordingly, Government hereby impose a penalty of "withholding two annual grade increments without cumulative effect" against Sri A. Lakshmana Swamy, the then TPBO, Tenali Municipality.

9. The Director of Town & Country Planning, A.P., Mangalagiri, shall take further necessary action in the matter accordingly.

10. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILASKHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri A.Lakshmana Swamy, the then TPBO, Tenali Municipality
- **through** the Director of Town & Country Planning, A.P., Mangalagiri.

The Director of Town and Country Planning, A.P
MGM Capital, Ground Floor, Near NRI Hospital,
NH Flyover, Chinakakani, Mangalagiri

Copy to:
The Secretary to A.P. Vigilance Commission, 5th Building, A.P. Secretariat.
SF / SCs.

//FORWARDED BY ORDER//

SECTION OFFICER.